

IN THE HIGH COURT OF JUDICATURE AT PATNA
CRIMINAL MISCELLANEOUS No.87735 of 2024

Arising Out of PS. Case No.-718 Year-2021 Thana- HISUWA District- Nawada

Mukesh Kumar Son of Ramautar Yadav @ Ramotar Yadav @ Ram Avtar
Yadav Resident of Village- Raj Bigha, P.S. Hisua, District- Nawada,

... .. Petitioner/s

Versus

The State of Bihar

... .. Opposite Party/s

Appearance :

For the Petitioner/s : Mr. Man Mohan Kumar, Advocate

For the Opposite Party/s : Mr. Dilip Kumar No.1, APP

CORAM: HONOURABLE MR. JUSTICE ANJANI KUMAR SHARAN
ORAL ORDER

2 29-01-2025 Heard Mr. Man Mohan Kumar, learned counsel for
the petitioner and Mr. Dilip Kumar No.1, learned APP for the
State.

2. The petitioner seeks bail in a case registered for the
offence punishable under Section 30 (a) of the Bihar Prohibition
and Excise Act, 2016.

3. 110 liters of country made liquor is said to have
been recovered from a motorcycle.

4. It is submitted by learned counsel for the petitioner
that no such occurrence as alleged ever took place. He has no
concern with the seized liquor. He has been falsely implicated in
this case by the police as some altercation took place with them
due to non coughing up of illegal graft demanded by them. No
incriminating article has been recovered from the conscious



physical possession of the petitioner. Petitioner was not apprehended from the spot. The alleged motorcycle from which illicit liquor has been recovered does not belong to the petitioner. The allegation levelled against the petitioner is not specific rather general and omnibus in nature. Petitioner has two criminal antecedents and has been languishing in custody since 19.10.2024.

5. Petitioner is agreed to deposit a sum of Rs.5,000.00 (Rupees Five Thousand) in the account of Mahavir Cancer Sansthan, bearing Account No.3332964762, Central Bank of India, Chitkohra Branch, IFSC Code : CBIN0282779 (fifth character is zero), MICR Code :800016018.

6. Considering the facts aforesaid, the above named petitioner is directed to be enlarged on bail on furnishing bail bond of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties of the like amount each to the satisfaction of the learned Court below where the case is pending/successor Court in connection with Hisua P.S. Case No. 718 of 2021, subject to condition that

- (i) One of the bailors will be his own blood relative, preferably, father, mother, brother, sister and/or his wife.
- (ii) The petitioner shall not indulge himself in any



similar offence till conclusion of the trial.

7. The bail bond of the petitioner shall be accepted by the learned Court below on showing receipt of deposit of the aforesaid amount in the account of Mahavir Cancer Sansthan.

(Anjani Kumar Sharan, J)

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